

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Charles E. Taylor, Edward C. McKinney, Jr.,  
Tristan M. Christianson and Andrew J.  
Parker

Appln. No.: UNASSIGNED

Filed: HEREWITH

Title: CD RACK WITH DUAL DISC CASE HOLDER

PATENT APPLICATION

Art Unit: Unknown

Examiner: Unknown

Customer No. 23910

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on September 8, 2003.

Lana Jones

Signature Date: September 8, 2003

(Signature)

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

***Enclosed with this statement are the following:***

- ☒ Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- ☒ The present application is being/was filed after June 30, 2003. In accordance with the pre-official gazette waiver of 37 CFR 1.98 (a)(2)(i) posted at: [pac/dapp/opla/preognotice/idswouscopies.htm](http://pac/dapp/opla/preognotice/idswouscopies.htm), copies of cited U.S. patents are not enclosed. However, if the Examiner requests copies we will provide them.
- ☐ The present application was filed prior to June 30, 2003. A copy of each cited document as required by 37 C.F.R. §1.98 is enclosed.

— The present application was filed prior to June 30, 2003; however, each item of information contained in the *Information Disclosure Statement* was previously submitted by the applicant in a parent application from which benefit under 35 U.S.C. §120 is claimed, 37 C.F.R. §1.98(d)(1), with an *Information Disclosure Statement* submitted in the parent application which complies with the September 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c), and, therefore, no copies of the cited documents are not enclosed. If any of the cited/submitted documents is in a foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

— ***PTA Statement under 37 C.F.R. §1.704(d).*** Each item of information contained in the *Information Disclosure Statement* was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the *Information Disclosure Statement*.

***This statement should be considered because:***

☒ **37 C.F.R. §1.97(b).** This statement qualifies under 37 C.F.R. §1.97, subsection (b) because:

- (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under § 1.53(d);  
-- OR --
- (2) It is being filed within 3 months of entry of a national stage;  
-- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,  
-- OR --
- (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.

— **37 C.F.R. §1.97(c).** Although it may not qualify under subsection (b), this statement qualifies under 37 C.F.R. §1.97, subsection (c) because:

- (1) It is being filed before the mailing date of a FINAL Office Action, a Notice of Allowance, or an action that otherwise closes prosecution in the subject application, whichever occurs first.

-- AND (check at least one of the following) --

- (1) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e).  
-- OR --
- (2) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

— **37 C.F.R. §1.97(d).** Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 C.F.R. §1.97, subsection (d) because:


- (1) It is being filed on or before payment of the Issue Fee;  
-- AND --
- (2) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e);  
-- AND --
- (3) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

✓ **Fee Authorization.** The Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

FLIESLER DUBB MEYER & LOVEJOY LLP

Date: 9/8/03

By:   
Daniel J. Burns  
Reg. No. 50,222

FLIESLER DUBB MEYER & LOVEJOY LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone (415) 362-3800

Form PTO-1449 (Substitute)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		Attorney Docket Number SHPR-01048USG		Serial/Patent Number Unassigned	
<b>Information Disclosure Statement</b> <b>BY APPLICANT</b> <i>(Use several sheets if necessary)</i>				Applicant/Patent Owner Charles E. Taylor et al.			
				Filing/Issue Date Herewith		Group Art Unit Unknown	
<b>U.S. PATENTS</b>							
Examiner Initial		Patent Number	Issue Date	First Named Inventor	Class	Subclass	Filing Date
	1.	553,109	Jan. 1896	Davison			
	2.	579,076	Mar. 1897	Placier et al.			
	3.	718,752	Jan. 1903	Findley			
	4.	887,282	May 1908	Smith			
	5.	1,008,823	Nov. 1911	Hill			
	6.	1,013,015	Dec. 1911	Herman			
	7.	1,995,273	Apr. 24, 1933	Dohrwardt			
	8.	2,819,801	Jan. 1958	Winkler			
	9.	2,869,708	Jan. 1959	Nesseth			
	10.	2,912,118	Nov. 1959	Behrens et al.			
	11.	2,969,867	Jan. 1961	McClelland			
	12.	3,141,123	Jul. 1964	Olson			
	13.	RE25919	Nov. 1965	Anders			
	14.	3,428,384	Feb. 1969	Goldammer			
	15.	3,720,451	Mar. 1973	Anders			
	16.	3,722,743	Mar. 1973	Atchley			
	17.	3,786,927	Jan. 1974	Manheim			
	18.	3,937,316	Feb. 1976	Gerhardt			
	19.	4,026,617	May 1977	Bosio et al.			
	20.	4,844,260	Jul. 1989	Jaw			
	21.	4,884,691	Dec. 1989	Behrens et al.			
	22.	4,940,142	Jul. 1990	Behrens et al.			

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	23.	5,103,986	Apr. 1992	Marlowe			
	24.	5,154,301	Oct. 1992	Kos			
	25.	5,160,050	Nov. 1992	Russo			
	26.	5,201,414	Apr. 1993	Kaszubinski			
	27.	5,242,060	Sep. 1993	Chiang et al.			
	28.	5,255,773	Oct. 1993	Pollock			
	29.	5,283,603	Feb. 1994	Kronbauer et al.			
	30.	5,293,992	Mar. 1994	Warner			
	31.	5,314,242	May 1994	Ludlow			
	32.	5,349,331	Sept. 1994	Sieber et al.			
	33.	Des.353,322	Dec. 1994	Oshry et al.			
	34.	5,464,091	Nov. 1995	Callahan et al.			
	35.	5,518,112	May 1996	Ono et al.			
	36.	5,520,279	May 1996	Lin			
	37.	5,651,202	Jul. 1997	Hewitt			
	38.	5,672,512	Sept. 1997	Shaw			
	39.	5,697,498	Dec. 1997	Weisburn et al.			
	40.	5,699,905	Dec. 1997	Hara			
	41.	5,711,431	Jan. 1998	Reichert			
	42.	5,715,937	Feb. 1998	Oshry et al.			
	43.	5,727,681	Mar. 1998	Li			
	44.	5,730,283	Mar. 1998	Lax			
	45.	5,765,695	Jun. 1998	Picciallo			
	46.	5,775,491	Jul. 1998	Taniyama			
	47.	5,823,332	Oct. 1998	Clausen			
	48.	5,833,062	Nov. 1998	Yeh			
	49.	5,845,790	Dec. 1998	Smith			

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	50.	5,848,688	Dec. 1998	Paloheimo			
	51.	5,881,872	Mar. 1999	Frick			
	52.	6,202,861 B1	Mar. 2001	Mah			
	53.	6,215,264 B1	Apr. 2001	Ma			
	54.	6,464,088 B1	Oct. 15, 2002	Caplan et al.			
	55.	6,520,347 B2	Feb. 18, 2003	Caplan et al.			
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Examiner Initial		Patent Application Publication Number	Publication Date	Applicant			
	56.	US 2002/0190012 A1	Dec. 19, 2002	Taylor			
	57.	US 2002/0190013 A1	Dec. 19, 2002	Caplan et al.			
	58.	US 2002/0190014 A1	Dec. 19, 2002	Taylor			
	59.	US 2003/0042216 A1	Mar. 6, 2003	Taylor et al.			
	60.	US 2003/0047525 A1	Mar. 13, 2003	Taylor et al.			
	61.	US 2003/0047526 A1	Mar. 13, 2003	Taylor et al.			
PENDING U.S. PATENT APPLICATIONS							
Examiner Initial		Application Number	Filing Date	First Named Inventor	Petition to Expunge? Yes   No		
	62.	09/625,228	Jul. 24, 2000	Caplan et al.		No	
	63.	10/354,380	Jan. 30, 2003	Taylor et al.		No	
	64.	10/354,558	Jan 30, 2003	Taylor et al.		No	

FOREIGN PATENT DOCUMENTS								
Examiner Initial		Document Number	Publication Date	Country	Class	Subclass	Trans- lation	
							Yes	No
	65.	DE9206594	Jul. 1992	Germany				X
	66.	DE9313107	Nov. 1993	Germany				X
	67.	DE19602585	Nov. 1993	Germany				X
	68.	DE9412562	Oct. 1994	Germany				X
	69.	DE9408242	Aug. 1994	Germany				X
	70.	DE19509911 A1	Sep.28,1995	Germany			X	
	71.	DE19602585 A1	July 31,1997	Germany			X	
OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)								
Examiner				Date Considered				
<p>*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>								
<p>*1 = Copy not submitted because it was submitted in prior application SN <u>  </u> / <u>  </u>, filed <u>  </u>, 20<u>  </u>, relied on under 35 USC §120.</p>								
<p>*2 = Copy not submitted because it was submitted in prior application SN <u>  </u> / <u>  </u>, filed <u>  </u>, 20<u>  </u>, relied on under 35 USC §120.</p>								